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Counsel for TransCanada Keystone Pipeline, LP and TransCanada Corporation

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION

INDIGENOUS ENVIRONMENTAL
NETWORK, *et al.*,

and

NORTHERN PLAINS RESOURCE
COUNCIL, *et al.*,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
STATE, *et al.*,

Federal Defendants,

and

TRANSCANADA CORPORATION, *et al.*,

Defendant-Intervenors.

CV-17-29-GF-BMM

**TRANSCANADA'S
STATEMENT REGARDING
THE IMPACT OF THE
GOVERNMENT SHUTDOWN
ON HEARING**

TransCanada respectfully submits this statement of its views regarding the extraordinary circumstances involving the current shutdown of certain federal government functions and the hearing scheduled for January 14, 2019 on TransCanada's Motion to Stay. TransCanada recognizes that this shutdown condition may persist to and beyond January 14, 2019, thereby precluding attorneys from the Department of Justice from participating in this matter.

Assuming the United States Court for the District of Montana has sufficient funds to adjudicate TransCanada's pending motion, the company believes that the potential absence of the federal government at the hearing does not provide cause to delay the matter. The Court's injunction largely concerns TransCanada; the injuries suffered are largely those of the company. Therefore, although TransCanada would welcome the participation of the Department of Justice on January 14, 2019, their presence is not essential, and this hearing should go forward as scheduled.

DATED this 4th day of January 2019.

CROWLEY FLECK PLLP

/s/ Jeffery J. Oven

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CERTIFICATE OF SERVICE

I hereby certify that on January 4th, 2019 the foregoing document was served on all counsel of record via the Court's CM/ECF system.

/s/ Jeffery J. Oven